

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

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WRIT PETITION NO.10682 of 2005

8th June 2006

Between:

V.Ramesh, S/o.Prasada Rao, 41 years, Junior Assistant (Under dismissal),
O/o.M.R.O., Chatrai, Krishna District.

...PETITIONER

AND

1. The District Collector, Krishna, Machilipatnam.

And two others.

...RESPONDENTS

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT PETITION NO.10682 of 2005

-

ORDER: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard both the sides.

At their request, the Writ Petition itself is taken up for disposal at the stage of admission.

The petitioner seeks to assail the order dated 01.12.2004 dismissing the application

in M.A.No.3359 of 2004 in O.A.No.5093 of 2000 on the file of the Andhra Pradesh Administrative Tribunal ('the Tribunal' for brevity), which was filed seeking condonation of delay, on the ground that the Tribunal has no jurisdiction.

Having heard the learned counsel on either side and on perusal of the material available on record, the question that arises for consideration is as to whether the Tribunal has got jurisdiction or any powers to condone the delay in filing application under Section 19 of the Administrative Tribunals Act, 1985.

Having regard to the principles laid down in ***G.Narasimha Murthy v. District Collector, Mahabubnagar***, the Tribunal has got ample powers to condone the delay.

Following the same, the Writ Petition is allowed and the order dated 01.12.2004 is set aside. The Tribunal is directed to take up the main O.A. itself and dispose of the same on merits in accordance with law after giving notice and opportunity to both the sides. No costs.

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(B.PRAKASH RAO, J)

(RAMESH RANGANATHAN, J)

9th June 2006

RRB

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